

Bryan W. Shaw, Ph.D., *Chairman*
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TEXAS COMMISSION ON ENVIRONMENTAL QUALITY
Protecting Texas by Reducing and Preventing Pollution

**NOTICE OF PUBLIC HEARINGS ON A PROPOSED REVISION TO 30 TAC CHAPTER
114 AND REVISION TO THE STATE IMPLEMENTATION PLAN**

The Texas Commission on Environmental Quality (commission) will conduct public hearings to receive testimony regarding a proposed amendment to 30 Texas Administrative Code (TAC) Chapter 114, Subchapter J, Division 2, Locally Enforced Motor Vehicle Idling Limitations and revision to the state implementation plan (SIP), under the requirements of Texas Health and Safety Code (THSC), §382.017; Texas Government Code, Chapter 2001, Subchapter B; and 40 Code of Federal Regulations §51.102 of the United States Environmental Protection Agency (EPA) regulations concerning SIPs.

The proposed rulemaking would implement Senate Bill 493, 82nd Legislature, 2011, amending THSC, Chapter 382, Subchapter B by adding §382.0191, which prohibits the commission from limiting the idling of a motor vehicle that has a gross vehicle weight rating greater than 14,000 pounds and that is equipped with a 2008 or subsequent model year heavy-duty diesel engine or liquefied or compressed natural gas engine that has been certified by the EPA or a state environmental agency to emit no more than 30 grams of nitrogen oxides emissions per hour when idling.

The commission will hold public hearings on this proposal in Austin on April 2, 2012, at 2:00 p.m., in Building E, Room 201S at the commission's central office located at 12100 Park 35 Circle; and in Fort Worth on April 3, 2012, at 2:00 p.m., at the Texas Commission on Environmental Quality Dallas Regional Office, 2309 Gravel Drive. The hearings are structured for the receipt of oral or written comments by interested persons. Individuals may present oral statements when called upon in order of registration. Open discussion will not be permitted during the hearings; however,

commission staff members will be available to discuss the proposal 30 minutes prior to each hearing.

Persons who have special communication or other accommodation needs who are planning to attend the hearings should contact Sandy Wong, Office of Legal Services, at (512) 239-1802. Requests should be made as far in advance as possible.

Comments may be submitted to Charlotte Horn, MC 205, Office of Legal Services, Texas Commission on Environmental Quality, P.O. Box 13087, Austin, Texas 78711-3087, or faxed to (512) 239-4808. Electronic comments may be submitted at:

<http://www5.tceq.texas.gov/rules/ecomments/>. File size restrictions may apply to comments being submitted via the eComments system. All comments pertaining to the rulemaking should reference Rule Project Number 2011-060-114-EN. The comment period closes April 9, 2012. Copies of the proposed rulemaking can be obtained from the commission's Web site at *http://www.tceq.texas.gov/nav/rules/propose_adopt.html*. For further information, please contact Holly Brightwell, Air Quality Planning Section, at (512) 239-4905.